IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 2ND NOVEMBER 2007 / 11TH KARTHIKA 1929

WP(C).No. 19854 of 2007(L)

PETITIONER:

MOHANAN PILLAI,S/O.CHELLAPPAN PILLAI,
ASWATHY (SARANYA),PLAVIN MOODU,
PUTHENKULAM.
MEMBERSHIP NO.5,PLAVINMOODU KSHEEROLPADAKA
CO-OPERATIVE SOCIETY LTD.NO. Q 250 (D)(APCOS).

BY ADV. SRI.VINOY VARGHESE KALLUMOOTTILL

RESPONDENTS:
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1. STATE OF KERALA REPRESENTED BY
SECRETARY TO GOVERNMENT,
CO-OPERATIVE DEPARTMENT,THIRUVANANTHAPURAM.

2. THE JOINT REGISTRAR OF CO-OPERATIVE
SOCIEITIES (DAIRY) THIRUVANANTHAPURAM.

3. DIRECTOR OF DAIRY DEVELOPMENT,
THIRUVANANTHAPURAM.

4. DEPUTY DIRECTOR OF DAIRY DEVELOPMENT
OFFICE OF DEPUTY DIRECTOR,KOLLAM.

5. PLAVINMOODU KSHEEROLPADAKA
CO-OPERATIVE SOCIETY LTD.,Q 250 (D)
APCOS, REPRESENTED BY ITS ADMINISTRATOR/
CONVENOR (SOCIETY-INCHARGE),PLAVINMOODU,
PUTHENKULAM P.O.,PANPPALLY PIN 69132.

BY GOVT. PLEADER SRI.P.K.RAVIKRISHNAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 02/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1	**COPY OF THE PASS BOOK STATING THE MEMBERSHIP OF THE PETITIONER WITH 5TH RESPONDENT SOCIETY.**
EXT.P2	**COPY OF THE REPRESENTATION SUBMITTED BEFORE THE 4TH RESPONDENT BY THE PETITIONER.**
EXT.P3	**TRUE COPY OF THE POSTAL RECEIPT OF NOTICE SENT TO RESPONDENTS 4 AND 5 DTD. 6-9-07**
EXT.P4	**TRUE COPY OF THE COMPLAINT SUBMITTED BEFORE R4.**

/True Copy/

PA to Judge.

K.M.JOSEPH, J.

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W.P.(c).No.19854 OF 2007

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Dated this the 2nd day of November , 2007

JUDGMENT

Petitioner is a member of the 4th respondent society. It came to be superseded under Section 33. Petitioner has approached this court seeking a direction to respondents 2 to 5 to conduct election in accordance with the bye-law and not to extend further period of present committee. Further prayer is also sought to the 4th respondent to take necessary action in Ext.P2 representation filed by the petitioner and also direct the respondents 2 and 3 to conduct an inspection to the society, hear the grievance of the members. Regarding the first prayer to conduct election, learned Government Pleader on instructions submits that direction has already been issued by the Deputy Director for taking necessary steps to conduct election on or before 05/01/2008. In the light of this submission, I need only record the submission and direct that the election will be held on or before 05/01/2008. There will be a further direction to the third respondent to consider and take a decision on Ext.P2 in accordance with law within a period of three weeks from the date of receipt of a copy of this judgment.

(K.M.JOSEPH, JUDGE)

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